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UNITED STATES DISTRICT COURT

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WESTERN DISTRICT OF LOUISIANA

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LAFAYETTE-OPELOUSAS DIVISION

ROBERT H. SHEMWELL, CLERK
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANA

HOWARD J. PRESTON, JR.

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CIVIL ACTION NO. 05-221

VERSUS

*

JUDGE MELANÇON

COMMISSIONER OF SOCIAL
SECURITY

*

MAGISTRATE JUDGE HILL

JUDGMENT

This matter was referred to United States Magistrate Judge C. Michael Hill for Report and Recommendation. After an independent review of the record, and noting the absence of any objections, this Court concludes that the Report and Recommendation of the Magistrate Judge is correct and adopts the findings and conclusions therein as its own.

Accordingly, IT IS ORDERED, ADJUDGED AND DECREED that the Commissioner's decision be REVERSED, and the claimant is awarded appropriate benefits commencing August 20, 2003.

Lafayette, Louisiana, this 20th day of December, 2005.

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TUCKER L. MELANÇON
UNITED STATES DISTRICT JUDGE